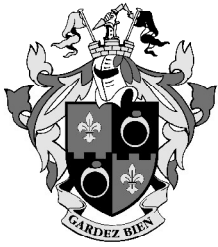


AGENDAs
2011



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

(240)777-7900 · TTY (240)777-7914 · FAX (240)777-7989

www.montgomerycountymd.gov/council

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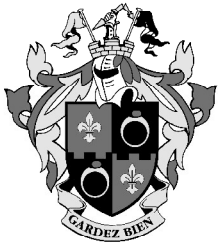
ADDENDUM

Tuesday, January 18, 2011

(4) 9:45 **CONSENT CALENDAR**

Add:

- F. **Introduction** - Supplemental appropriations to the FY11 Capital Budget and amendments to the FY11-16 Capital Improvements Program: (Orlin)
- County Government's Department of Transportation - \$4,000,000 for Resurfacing: Residential/Rural Roads (Source: G.O. Bonds) and \$1,290,000 for Snouffer School Road North (Source: Interim Finance)
 - Montgomery County Public Schools' - \$5,400,000 for HVAC (Mechanical Systems Replacement): MCPS (\$3,283,000); Indoor Air Quality Improvements: MCPS (\$394,000); PLAR: MCPS (\$948,000) and WSSC Compliance (\$775,000) (Source: G.O. Bonds)
- Public Hearing is scheduled for 2/8/11 at 7:30 pm.*



Montgomery County, Maryland

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Tuesday, January 18, 2011

- (1) 9:30 **INVOCATION** - Reverend Heather Janules, Cedar Lane Unitarian Universalist Church, Bethesda
- (2) 9:35 **PRESENTATION** - Joint Proclamation in recognition National Radon Awareness, by Councilmember Leventhal
- (3) 9:40 **GENERAL BUSINESS** (Lauer)
 - A. **Announcements** - Agenda and Calendar Changes
The public hearing on the FY12 Capital Budget and amendments to FY11-16 Capital Improvements Program (CIP), and WSSC's FY12-17 CIP, is scheduled for February 8, 2011 at 7:30 pm. (Orlin)
Persons wishing to testify should call 240-777-7803 beginning January 20, 2011.
 - B. **Acknowledgement** - Receipt of Petitions
 - C. **Action** - Approval of Minutes: November 30 and December 7, 2010
- Approval of Closed Session Minutes: December 7, 2010
- (4) 9:45 **CONSENT CALENDAR**
 - A. **Introduction** - Spending Affordability Guidelines for FY12 Operating Budget (Sherer)
Public Hearing is scheduled for 1/25/11 at 1:30 pm.
 - B. **Introduction** - Resolution to authorize Advance Taking - Redland Road from Crabbs Branch Way to Needwood Road (Orlin)
T&E Committee worksession tentatively scheduled for 1/24/11.
 - C. **Introduction** - Supplemental appropriation to the County Government's FY11 Operating Budget, Department of Correction and Rehabilitation - \$351,020 for Second Chance Act, Technology Careers Training Demonstration Grant - Work First Train Concurrently (Source: Federal Grant) (Farang)
Public Hearing/Action is scheduled for 2/1/11 at 1:30 pm.
 - D. **Action** - Resolution to approve extension until February 15, 2011 of the appointment of Acting County Attorney: Marc Hansen (Lauer)
 - E. **Action** - Resolution to appoint members to Commission on Redistricting (Lauer)

9:55 **LEGISLATIVE SESSION Day # 2**

Introduction of Bills:

- (5) A. **Bill 1-11**, Administration - Department of Health and Human Services - Duties, sponsored by Councilmember Leventhal (Mihill)
Public Hearing is scheduled for 2/1/11 at 1:30 pm.

10:00 **DISTRICT COUNCIL SESSION**

- (6) A. **Introduction** - Subdivision Regulation Amendment 11-01, Adequate Public Facilities - Validity Period, sponsored by Council President Ervin and Councilmembers Floreen, Berliner, Leventhal and Navarro (Faden/Zyontz)
Public Hearing is scheduled for 3/1/11 at 1:30 pm.
- (7) B. **Action** - Hearing Examiner's report and recommendation - Local Map Amendment G-876, Washington Property Company, 10914 Georgia Avenue, at intersection of Georgia Avenue and Viers Mill Road, Wheaton (Zyontz)
- (8) C. **Action** - Hearing Examiner's report and recommendation - Local Map Amendment G-868, Maryland-National Capital Park & Planning Commission (M-NCPPC), on behalf of property owners Bardon, Inc. and Travilah WHM Ltd. Partnership, 14119 Travilah Road and 14000 Piney Meeting House Road, Rockville (Zyontz)
- (9) 10:15 **UPDATE** - Zoning Ordinance Rewrite (Zyontz)

12:00 **RECESS**

1:30 **PUBLIC HEARINGS:**

- (10) A. **Bill 58-10**, Contracts and Procurement - Sale of Surplus School - Amendments (Drummer)
GO/ED will be scheduled at a later date.
- (11) B. Supplemental appropriation to the County Government's FY11 Operating Budget, Department of Police - \$1,600,000 for the Government of the District of Columbia, Homeland Security and Emergency Management Agency, Urban Area Security Initiatives (UASI) Tactical Team Enhancements (Source: Federal Grant) (Farag)
PS Committee worksession tentatively scheduled for 1/20/11.
- (12) C. Zoning Text Amendment 10-13, Hearing Examiner Waivers - Parking and Public Facilities (Zyontz)
PHED Committee worksession tentatively scheduled for 1/31/11.

1:30 **PUBLIC HEARINGS** (*continued*):

- (13) D. Zoning Text Amendment 10-14, Rural Neighborhood Cluster/Transferable Development Rights (RNC/TDR) Zone - Land Uses (Zyontz)
PHED Committee worksession tentatively scheduled for 1/31/11.
- (14) E. Zoning Text Amendment 10-15, Agricultural Zones - Airstrips (Zyontz)
PHED Committee worksession tentatively scheduled for 1/24/11.
- (15) F. **Expedited Bill 59-10**, Transportation Impact Tax - Amendments - White Flint Impact Tax District (Faden)
GO Committee worksession tentatively scheduled for 1/31/11.
- (16) G. **Bill 60-10**, Erosion and Sediment Control - Violations (Faden)
T&E Committee worksession tentatively scheduled for 1/27/11.

1:30 **PUBLIC HEARINGS/ACTION:**

- (17) A. Supplemental appropriation to the County Government's FY11 Operating Budget, Department of Police - \$218,330 for the U.S. Department of Justice (DOJ) Community Oriented Policing Services (COPS), Child Sexual Predator Program (Source: Federal Grant) (Farag)
- (18) 2:30 **PROPOSED CLOSED SESSION** to discuss public security regarding the deployment of fire and police services and staff and the development and implementation of emergency plans, pursuant to Maryland Code, State Government Article, §10-508 (a)(10) (i) and (ii). Topic is public safety response to a specific incident. (Faden/McGuire)
(3rd floor Council Conference Room)

3:15 **ADJOURN**

3:30 **PS/ED Committee** (7th floor Council Hearing Room)

The Council session will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 1/21/11 at 9 pm

The following appointment was received from the County Executive and is tentatively scheduled for interview by the Health and Human Services Committee on January 20, 2011:

Chief Operating Officer, Department of Health and Human Services: Brian Wilbon

The following appointment was received from the County Executive and is tentatively scheduled for Council interview on January 25, 2011:

County Attorney: Marc Hansen

The following appointment was received from the County Executive and is scheduled for confirmation on January 25, 2011:

County's Labor Relations Administrator: Jerome T. Barrett

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

Jan 24, 2011	12:30 pm	State Legislative Program
Jan 25, 2011	9:00 am	Interview – County Attorney
Jan 25, 2011	9:30 am	Regular Session
Jan 31, 2011	12:30 pm	State Legislative Program
Feb 1, 2011	9:30 am	Regular Session
Feb 2, 2011	7:30 pm	Town Hall Meeting
Feb 7, 2011	12:30 pm	Lunch with Senator Cardin
Feb 8, 2011	9:30 am	Regular Session
Feb 14, 2011	12:30 pm	State Legislative Program
Feb 15, 2011	9:30 am	Regular Session
Feb 21, 2011		HOLIDAY
Feb 22 to 25, 2011		RECESS
Feb 28, 2011	12:30 pm	State Legislative Program

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

January 25, 2011

1:30 pm Spending Affordability Guidelines for FY12 Operating Budget

7:30 pm Takoma/Langley Crossroads Sector Plan

February 1, 2011

1:30 pm Supplemental appropriation to the County Government's FY11 Operating Budget, DOCR - \$351,020 for Second Chance Act, Technology Careers Training Demonstration Grant - Work First Train Concurrently

February 8, 2011

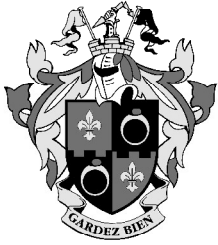
7:30 pm FY12 Capital Budget and amendments to FY11-16 Capital Improvements Program (CIP), and WSSC's FY12-17 CIP

March 1, 2011

1:30 pm Subdivision Regulation Amendment 11-01, Adequate Public Facilities - Validity Period



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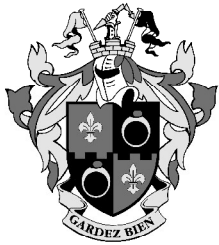
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ADDENDUM

Tuesday, January 25, 2011

(6) 10:15 **CONSENT CALENDAR**

Change: C. **Introduction** - Special appropriation to the Montgomery County Public Schools' FY11 Capital Budget - \$8,000,000 for Current Replacements/Modernizations, Gaithersburg High School Modernization (Source: G.O. Bonds) (Levchenko)
Change - not a CIP amendment



Montgomery County, Maryland

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Monday, January 24, 2011

- (1) 12:30 **DISCUSSION** - State Legislative Program (6th floor Council Conference Room) (McGuire)

Tuesday, January 25, 2011

- (2) 9:30 **INTERVIEW** - County Executive's appointment of County Attorney: Marc Hansen (3rd floor Council Conference Room) (Lauer)

- (3) 10:00 **INVOCATION** - Deacon James Datovech, St. Francis of Assisi Catholic Church, Derwood

- (4) 10:05 **PRESENTATION** - Proclamation in recognition of Steve Galen for being named a 2010 Purpose Prize Fellow, by Councilmember Leventhal

- (5) 10:10 **GENERAL BUSINESS** (Lauer)

- A. **Announcement** - Agenda and Calendar Changes
- B. **Acknowledgement** - Receipt of Petitions
- C. **Action** - Approval of Minutes: December 14, 2010
- Approval of Closed Session Minutes: December 14, 2010

- (6) 10:15 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to amend Council Rules of Procedure (Faden)
GO Committee worksession tentatively scheduled for 1/31/11.

- B. **Introduction** - Resolution to urge Maryland General Assembly to enact full marriage equality in the 2011 General Assembly Session, sponsored by Councilmember Floreen, Council President Ervin, Councilmembers Berliner, Rice, Navarro, Leventhal, Riemer, Elrich, and Andrews (Millard)
Action is tentatively scheduled for 2/1/11.

- C. **Introduction** - Special appropriation to the Montgomery County Public Schools' FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program - \$8,000,000 for Current Replacements/Modernizations, Gaithersburg High School Modernization (Source: G.O. Bonds) (Levchenko)
Public Hearing is scheduled for 2/8/11 at 1:30 pm.

(6) 10:15 **CONSENT CALENDAR** (*continued*)

- D. **Action** - Supplemental appropriation to the County Government's FY11 Operating Budget, Department of Police - \$1,600,000 for the Government of the District of Columbia, Homeland Security and Emergency Management Agency, Urban Area Security Initiatives (UASI) Tactical Team Enhancements (Source: Federal Grant) (Farak)
PS Committee recommendation will be available 1/20/11.
- E. **Action** - Resolution to reappoint the Director, Office of Zoning and Administrative Hearings: Martin L. Grossman (Lauer)
- F. **Action** - Resolution to reappoint the Hearing Examiner, Office Zoning and Administrative Hearings: Lynn Robeson (Lauer)
- G. **Action** - Confirmation of County Executive appointment of County's Labor Relations Administrator: Jerome T. Barrett (Lauer)
- H. **Action** - Confirmation of County Executive appointment of Chief Operating Officer, Department of Health and Human Services: Mr. Brian Wilbon (Lauer)

10:20 **DISTRICT COUNCIL SESSION**

- (7) A. **Introduction** - Resolution to amend Council procedures for Zoning Text Amendments, sponsored by the PHED Committee (Zyontz)
PHED Committee worksession tentatively scheduled for 1/31/11.

- (9) 10:30 **BRIEFING** - County Housing Policy and Housing Element of the General Plan (McMillan)

12:00 **RECESS**

1:30 **PUBLIC HEARING:**

- (10) A. Spending Affordability Guidelines for FY12 Operating Budget (Sherer)
GO Committee worksession tentatively scheduled for 1/31/11.

- (11) 1:45 **BRIEFING** - Parks and Recreation Transition Plan Report (Yao)

3:00 **ADJOURN**

- 7:30 **POSTPONED - PUBLIC HEARING** - Takoma/Langley Crossroads Sector Plan
Note: This hearing has been postponed to 2/1/11 at 1:30 pm.

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 1/28/11 at 9 pm*

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on February 1, 2011:

Board of Social Services: Rodney Webb

East County Citizens Advisory Board: Teddy Wu

Upcounty County Citizens Advisory Board: Kevin Linck

The following appointments were received from the County Executive and are tentatively scheduled for interview on February 1, 2011:

Housing Opportunities Commission: Michael Wiencek, Rick Edson

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

Jan 31, 2011	12:30 pm	State Legislative Program
Feb 1, 2011	9:30 am	Interview - Housing Opportunities Commission
Feb 1, 2011	10:00 am	Regular Session
Feb 2, 2011	7:30 pm	Town Hall Meeting – Francis Scott Key MS
Feb 7, 2011	12:30 pm	Lunch with Senator Cardin
Feb 8, 2011	9:30 am	Regular Session
Feb 14, 2011	12:30 pm	State Legislative Program
Feb 15, 2011	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

February 1, 2011

1:30 pm Supplemental appropriation to the County Government's FY11 Operating Budget, DOCR - \$351,020 for Second Chance Act, Technology Careers Training Demonstration Grant - Work First Train Concurrently

1:30 pm Takoma/Langley Crossroads Sector Plan - *Note: This hearing has been postponed from 1/25/11.*

February 8, 2011

1:30 pm Special appropriation to the MCPS' FY11 Capital Budget and amendment to the FY11-16 CIP - \$8,000,000 for Current Replacements/Modernizations, Gaithersburg High School Modernization

1:30 pm **Bill 1-11**, Administration - Department of Health and Human Services – Duties

7:30 pm FY12 Capital Budget and amendments to FY11-16 Capital Improvements Program (CIP), and WSSC's FY12-17 CIP

7:30 pm Supplemental appropriations to the FY11 Capital Budget and amendments to the FY11-16 CIP:

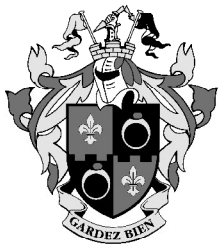
- County Government's DOT - \$4,000,000 for Resurfacing: Residential/Rural Roads and \$1,290,000 for Snouffer School Road North
- MCPS' - \$5,400,000 for HVAC (Mechanical Systems Replacement): MCPS (\$3,283,000); Indoor Air Quality Improvements: MCPS (\$394,000); PLAR: MCPS (\$948,000) and WSSC Compliance (\$775,000)

March 1, 2011

1:30 pm SRA 11-01, Adequate Public Facilities - Validity Period



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Monday, January 31, 2011

- (1) 12:30 **DISCUSSION** - State Legislative Program (6th floor Council Conference Room) (McGuire)

Tuesday, February 1, 2011

- (2) 9:30 **INTERVIEWS** - Applicants for Housing Opportunities Commission (3rd floor Council Conference Room) (Lauer)

- (3) 10:00 **INVOCATION** - Pastor Lester Stano, Lutheran Church of the Cross, Rockville

- (4) 10:05 **GENERAL BUSINESS** (Lauer)

A. **Announcement** - Agenda and Calendar Changes

B. **Acknowledgement** - Receipt of Petitions

C. **Action** - Approval of Minutes: December 9, 2010 and January 18, 2011
- Approval of Closed Session Minutes: January 18, 2011

- (5) 10:10 **CONSENT CALENDAR**

A. **Introduction** - Supplemental appropriation to the Montgomery County Public Schools' FY11 Operating Budget - \$4,999,634 for Project North Star Grant (Source: Federal Grant) (McGuire)

Public Hearing is scheduled for 2/15/11 at 1:30 pm.

B. **Action** - Resolution to authorize Advance Taking - Redland Road from Crabbs Branch Way to Needwood Road (Orlin)
T&E Committee recommends approval.

C. **Action** - Resolution to urge Maryland General Assembly to enact full marriage equality in the 2011 General Assembly Session (Millard)

D. **Action** - Approval of list of Supervisor of Assessments candidates (Lauer)

E. **Action** - Confirmation of County Executive appointments to the Board of Social Services: Rodney Webb (Lauer)

(5) 10:10 **CONSENT CALENDAR** (*continued*)

F. **Action** - Confirmation of County Executive appointments to the East County Citizens Advisory Board: Teddy Wu (Lauer)

G. **Action** - Confirmation of County Executive appointments to the Upcounty County Citizens Advisory Board: Kevin Linck (Lauer)

(6) 10:15 **ACTION** - County Executive's appointment of County Attorney: Marc Hansen (Lauer)

(7) 10:20 **DISTRICT COUNCIL SESSION**

A. **Announcement** - A public hearing has been scheduled for March 8, 2011 at 1:30 p.m. on the Amendment to the Master Plan for Historic Preservation: Kensington Cabin (Zyontz)

B. **Action** - Resolution to deny Kensington and Vicinity Sector Plan for the purpose of incorporating new recommendations related to the CR Zone (Michaelson)

C. **Action** - Resolution to extend time until April 12, 2011 for Council action on Amendment to the Master Plan for Historic Preservation: Greenwich Forest (Zyontz)

(8) 10:30 **PRESENTATION** - Report of the Organizational Reform Commission (Ferber)

12:00 **RECESS**

1:30 **PUBLIC HEARINGS:**

(9) A. Takoma/Langley Crossroads Sector Plan (Michaelson)
Note: This hearing was originally scheduled for 1/25/11.

1:30 **PUBLIC HEARINGS/ACTION:**

(10) A. Supplemental appropriation to the County Government's FY11 Operating Budget, Department of Correction and Rehabilitation - \$351,020 for Second Chance Act, Technology Careers Training Demonstration Grant - Work First Train Concurrently (Source: Federal Grant) (Farag)

(11) 1:45 **ACTION** - Spending Affordability Guidelines for the FY12 Capital Budget and other general CIP assumptions (Orlin)
GO Committee recommended amended guidelines.

2:30 **ADJOURN**

2:30 **PROPOSED CLOSED SESSION** to discuss public security, pursuant to Maryland Code, State Government Article, §10-508 (a)(10). Topic is security measures in Council Office Building. 6th floor Council Conference Room (Farber/Faden)

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 2/4/11 at 9 pm*

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on February 8, 2011:

Commission on Aging: Paul DelPonte, Tamara Duell, Kenneth Montgomery, Barbara Mulitz, Joseph Petrizzo, Elizabeth Brooks-Evans, John Honig, Charles Kauffman, Miriam Kelty, Judith Levy, Rudolph Oswald, Grace Whipple

Citizens Review Panel for Children: Klaofa (Shira) Kavanagh, Tara Rice, Olga Schans

Community Action Board: Julieta Machado

Domestic Violence Coordinating Council: Glenna Boas

Forest Conservation Advisory Committee: Sarah Navid, Katherine Nelson, Michael Norton, Ginny Barnes, Clark Wagner, Kimberley Knox, Caren Madsen, Daniel Landry

Historic Preservation Commission: Joseph Coratola, John Jessen, Craig Swift

Human Rights Commission: Russell Campbell, G. Claudine Karasik, Elizabeth "Babeth" Mulumba Ebeka

Mental Health Advisory Committee: Kim Baker, Alan Sternstein, J. Thomas Thornburgh, Celia Serkin

Mid-County Citizens Advisory Board: Kieran McHargue

Montgomery Cares Program: Steve Thronson

Noise Control Advisory Board: Scott (Major) Giese, Christopher Ruhlen, Anton Shufutinsky

Silver Spring Transportation Management District Advisory Committee: Arnetta Haines, Michael Meszaros

Silver Spring Urban District Advisory Committee: Melvin Tull

FUTURE COUNCIL MEETINGS

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Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

Feb 2, 2011	7:30 pm	Town Hall Meeting – Francis Scott Key MS
Feb 7, 2011	12:30 pm	Lunch with Senator Cardin
Feb 8, 2011	9:30 am	Regular Session
Feb 14, 2011	12:30 pm	State Legislative Program
Feb 15, 2011	9:30 am	Regular Session
Feb 21, 2011		HOLIDAY
Feb 22 to 25, 2011		RECESS
Feb 28, 2011	12:30 pm	State Legislative Program
Mar 1, 2011	9:30 am	Regular Session
Mar 2, 2011	7:30 pm	Town Hall Meeting
Mar 7, 2011	12:30 pm	State Legislative Program
Mar 8, 2011	9:30 am	Regular Session
Mar 14, 2011	12:30 pm	State Legislative Program
Mar 15, 2011	8:30 am	OB Transmittal – Executive Office Building
Mar 15, 2011	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

February 8, 2011

- 1:30 pm Special appropriation to the MCPS' FY11 Capital Budget - \$8,000,000 for Current Replacements/Modernizations, Gaithersburg High School Modernization
- 1:30 pm **Bill 1-11**, Administration - Department of Health and Human Services – Duties
- 7:30 pm FY12 Capital Budget and amendments to FY11-16 Capital Improvements Program (CIP), and WSSC's FY12-17 CIP
- 7:30 pm Supplemental appropriations to the FY11 Capital Budget and amendments to the FY11-16 CIP:
 - County Government's DOT - \$4,000,000 for Resurfacing: Residential/Rural Roads and \$1,290,000 for Snouffer School Road North
 - MCPS' - \$5,400,000 for HVAC (Mechanical Systems Replacement): MCPS (\$3,283,000); Indoor Air Quality Improvements: MCPS (\$394,000); PLAR: MCPS (\$948,000) and WSSC Compliance (\$775,000)

February 15, 2011

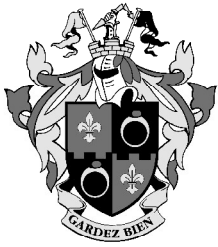
- 1:30 pm Supplemental appropriation to the MCPS' FY11 Operating Budget - \$4,999,634 for Project North Star Grant

March 1, 2011

- 1:30 pm SRA 11-01, Adequate Public Facilities - Validity Period



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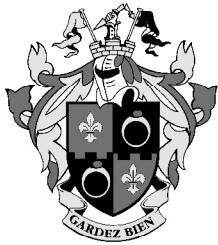
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ADDENDUM

Tuesday, February 8, 2011

12:30 **PROPOSED CLOSED SESSION** for the purpose of consulting with counsel to obtain legal advice, and to consult about pending or potential litigation, pursuant to Maryland Code, State Government Article, §10-508 (a) (7) and (8). Topic is *Centro Tepeyac v. Montgomery County, et. al.*

(Mihill)



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Monday, February 7, 2011

- (1) 12:30 **DISCUSSION** - Lunch with Senator Cardin (6th floor Council Conference Room)

Tuesday, February 8, 2011

- (2) 9:30 **INVOCATION** - Pastor Claire Matheny, St. Paul's United Methodist Church, Kensington
- (3) 9:35 **GENERAL BUSINESS** (Lauer)
- A. **Announcement** - Agenda and Calendar Changes
 - B. **Acknowledgement** - Receipt of Petitions
- (4) 9:40 **CONSENT CALENDAR**
- A. **Introduction** - Resolution to approve Executive/Council Memorandum of Understanding re County Cable Montgomery (Harriston)
Action is tentatively scheduled for 2/15/11.
 - B. **Action** - Resolution to amend Council Rules of Procedure (Faden)
GO Committee recommends approval.
 - C. **Action** - Approval of special legal counsel for Ethics Commission (Faden)
 - D. **Action** - Executive Regulation 14-10, Adoption of the 2009 International Building, Energy Conservation, Mechanical, Fuel-Gas, and Residential Codes (Sherer)
 - E. **Action** - Executive Regulation 13-10AM, Retaliation against county employees for disclosing illegal or improper actions in county government (Ferber)
GO Committee recommends approval as amended.
 - F. **Action** - Appointment of Council representative to Nominating Committee for the Board of Trustees of Montgomery College (Lauer)
 - G. **Action** - Confirmation of County Executive appointments to the Housing Opportunities Commission: Rick Edson and Michael Wiencek (Lauer)

(4) 9:40 **CONSENT CALENDAR** *(continued)*

- H. **Action** - Confirmation of County Executive appointments to the Commission on Aging: Paul DelPonte, Tamara Duell, Kenneth Montgomery, Barbara Mulitz, Joseph Petrizzo, Elizabeth Brooks-Evans, John Honig, Charles Kauffman, Miriam Kelty, Judith Levy, Rudolph Oswald, Grace Whipple (Lauer)
- I. **Action** - Confirmation of County Executive appointments to the Citizens Review Panel for Children: Klaofa (Shira) Kavanagh, Tara Rice, Olga Schans (Lauer)
- J. **Action** - Confirmation of County Executive appointment to the Community Action Board: Julieta Machado (Lauer)
- K. **Action** - Confirmation of County Executive appointment to the Domestic Violence Coordinating Council: Glenna Boas (Lauer)
- L. **Action** - Confirmation of County Executive appointments to the Forest Conservation Advisory Committee: Sarah Navid, Katherine Nelson, Michael Norton, Ginny Barnes, Clark Wagner, Kimberley Knox, Caren Madsen, Daniel Landry (Lauer)
- M. **Action** - Confirmation of County Executive appointments to the Historic Preservation Commission: Joseph Coratola, John Jessen, Craig Swift (Lauer)
- N. **Action** - Confirmation of County Executive appointments to the Human Rights Commission: Russell Campbell, G. Claudine Karasik, Elizabeth "Babeth" Mulumba Ebeka (Lauer)
- O. **Action** - Confirmation of County Executive appointments to the Mental Health Advisory Committee: Kim Baker, Alan Sternstein, J. Thomas Thornburgh, Celia Serkin (Lauer)
- P. **Action** - Confirmation of County Executive appointment to the Mid-County Citizens Advisory Board: Kieran McHargue (Lauer)
- Q. **Action** - Confirmation of County Executive appointment to the Montgomery Cares Program Advisory Board: Steve Thronson (Lauer)
- R. **Action** - Confirmation of County Executive appointments to the Noise Control Advisory Board: Scott (Major) Giese, Christopher Ruhlen, Anton Shufutinsky (Lauer)
- S. **Action** - Confirmation of County Executive appointments to the Silver Spring Transportation Management District Advisory Committee: Arnetta Haines, Michael Meszaros (Lauer)
- T. **Action** - Confirmation of County Executive appointment to the Silver Spring Urban District Advisory Committee: Melvin Tull (Lauer)

- (5) 9:45 **ACTION** - Spending Affordability Guidelines for FY12 Operating Budget (Sherer)
GO Committee recommends approval.

10:15 **DISTRICT COUNCIL SESSION**

- (6) A. **Action** - Resolution to revise the process for consideration of Zoning Text Amendments (Zyontz)
PHED Committee recommends approval.
- (7) B. **Action** - Zoning Text Amendment 10-13, Hearing Examiner Waivers - Parking and Public Facilities (Zyontz)
PHED Committee recommends approval with amendments.
- (8) C. **Action** - Zoning Text Amendment 10-14, Rural Neighborhood Cluster/Transferable Development Rights (RNC/TDR) Zone - Land Uses (Zyontz)
PHED Committee recommends approval.
- (9) 10:30 **UPDATE** by Office of Emergency Management and Homeland Security - January 26, 2011 winter storm (Levchenko)

11:30 **RECESS**

1:30 **PUBLIC HEARINGS:**

- (10) A. Special appropriation to the Montgomery County Public Schools' FY11 Capital Budget - \$8,000,000 for Current Replacements/Modernizations, Gaithersburg High School Modernization (Source: G.O. Bonds) (Levchenko)
ED Committee worksession tentatively scheduled for 2/14/11.
- (11) B. **Bill 1-11**, Administration - Department of Health and Human Services - Duties (Mihill)
HHS Committee worksession tentatively scheduled for 2/17/11.

ADJOURN

2:00 **T&E Committee** (3rd floor Council Hearing Room)

7:30 **PUBLIC HEARINGS:**

- (12) A. FY12 Capital Budget and amendments to FY11-16 Capital Improvements Program (CIP), and Washington Suburban Sanitary Commission's FY12-17 CIP (Orlin)
- (13) B. Supplemental appropriations to the FY11 Capital Budget and amendments to the FY11-16 Capital Improvements Program: County Government's Department of Transportation - \$4,000,000 for Resurfacing: Residential/Rural Roads (Source: G.O. Bonds) and \$1,290,000 for Snouffer School Road North (Source: Interim Finance) (Orlin)
T&E Committee worksession tentatively scheduled for 2/14/11.

7:30 PUBLIC HEARINGS (continued):

- (14) C. Supplemental appropriations to the FY11 Capital Budget and amendments to the FY11-16 Capital Improvements Program: Montgomery County Public Schools' - \$5,400,000 for HVAC (Mechanical Systems Replacement): MCPS (\$3,283,000); Indoor Air Quality Improvements: MCPS (\$394,000); PLAR: MCPS (\$948,000) and WSSC Compliance (\$775,000) (Source: G.O. Bonds) (Orlin)
ED Committee worksession tentatively scheduled for 2/14/11.

This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 2/11/11 at 9 pm

FUTURE COUNCIL MEETINGS

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Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

Feb 14, 2011	12:30 pm	State Legislative Program
Feb 15, 2011	9:30 am	Regular Session
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Feb 22 to 25, 2011		RECESS
Feb 28, 2011	12:30 pm	State Legislative Program
Mar 1, 2011	9:30 am	Regular Session
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Mar 15, 2011	8:30 am	OB Transmittal – Executive Office Building
Mar 15, 2011	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

February 15, 2011

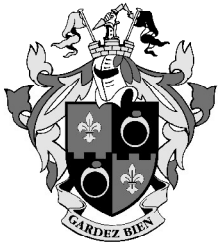
1:30 pm Supplemental appropriation to the MCPS' FY11 Operating Budget - \$4,999,634 for Project North Star Grant

March 1, 2011

1:30 pm SRA 11-01, Adequate Public Facilities - Validity Period



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Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

(240)777-7900 · TTY (240)777-7914 · FAX (240)777-7989

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The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.

ADDENDUM

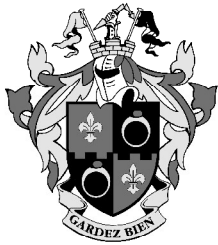
Tuesday, February 15, 2011

10:50 DISTRICT COUNCIL SESSION

Add: (5.1)

- A. **Action** - Amendment to the master plan work program of the Montgomery County Planning Board: amendment to Clarksburg Master Plan relating to retail staging

(Michaelson)



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

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Monday, February 14, 2011

- (1) 12:30 **DISCUSSION** - State Legislative Program (6th floor Council Conference Room) (McGuire)

Tuesday, February 15, 2011

- (2) 10:30 **INVOCATION** - Pastor Carrie Yearick, Rockville Presbyterian Church, Rockville
- (3) 10:35 **PRESENTATION** - Proclamation in recognition of National Black History Month, by Council President Ervin
- (4) 10:40 **GENERAL BUSINESS** (Lauer)
- A. **Announcement** - Agenda and Calendar Changes
The public hearing on a resolution to amend the Amended Silver Spring Urban Renewal Plan - Elevated Pedestrian Walkway is scheduled for March 8, 2011 at 7:30 pm.
 - B. **Acknowledgement** - Receipt of Petitions
 - C. **Action** - Approval of Minutes: January 24, 25, 31, and February 1, 2011
- Approval of Closed Session Minutes: February 1, 2011
- (5) 10:45 **CONSENT CALENDAR**
- A. **Action** - Resolution to approve Executive/Council Memorandum of Understanding re County Cable Montgomery (Harriston)
GO Committee recommends approval with amendments.
 - B. **Action** - Executive Regulation 15-10, Financial Disclosure (Drummer)
GO Committee recommends approval.
 - C. **Action** - Special appropriation to the Montgomery County Public Schools' FY11 Capital Budget - \$8,000,000 for Current Replacements/Modernizations, Gaithersburg High School Modernization (Source: G.O. Bonds) (Levchenko)
ED Committee recommendation will be available on 2/14/11.
 - D. **Action** - Recommendation for nomination to the Board of Investment Trustees: reappointment of Jeffrey Sharpe (Lauer)

(5) 10:45 **CONSENT CALENDAR** *(continued)*

E. **Action** - Resolution to amend Resolution 16-1419, Office of Legislative Oversight
FY11 Work Program (Orlansky)

F. **Action** - Resolution to amend Resolution 16-1373 for the FY11 Designation of
Entities for Non-Competitive Award Status: IMPACT Silver Spring, Inc. (McMillan)

G. **Action** - Resolution to amend Resolution 16-1373 for the FY11 Designation of
Entities for Non-Competitive Award Status: Family Services, Inc. (McMillan)

10:50 **LEGISLATIVE SESSION Day #4**

Call of Bills for Final Reading:

(6) A. **Bill 60-10**, Erosion and Sediment Control - Violations (Faden/Mihill)
T&E Committee recommends approval.

(7) B. **Expedited Bill 59-10**, Transportation Impact Tax - Amendments - White Flint Impact
Tax District (Faden/Orlin)
GO Committee recommends approval with amendments.

(8) 11:00 **ACTION** - State Transportation Projects Priority List (Orlin)
T&E Committee recommends approval.

11:30 **RECESS**

1:30 **PUBLIC HEARINGS:**

(9) A. Supplemental appropriation to the Montgomery County Public Schools' FY11
Operating Budget - \$4,999,634 for Project North Star Grant (Source: Federal Grant)(McGuire)
ED Committee worksession tentatively scheduled for 3/7/11.

1:45 **ADJOURN**

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 2/18/11 at 9 pm*

The next regular Council Session is scheduled for March 1, 2011. The agenda schedule will be mailed and posted to the web site on February 24, 2011. Please see the listing below for future Council meetings and public hearings. Council Committees will meet on February 28, 2011; see the Committee agenda for a list of meetings.

FUTURE COUNCIL MEETINGS

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Mar 29, 2011	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

March 1, 2011

1:30 pm SRA 11-01, Adequate Public Facilities - Validity Period

March 8, 2011

1:30 pm Amendment to the Master Plan for Historic Preservation: Kensington Cabin

7:30 pm Resolution to amend the Amended Silver Spring Urban Renewal Plan - Elevated Pedestrian Walkway



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COUNTY COUNCIL ACCEPTING APPLICATIONS
FOR COUNTY CHARTER REVIEW COMMISSION
FOR 11 FOUR-YEAR APPOINTMENTS
DEADLINE: WEDNESDAY, MARCH 2ND – 5 P.M.

The Montgomery County Council is accepting applications for membership on the County's Charter Review Commission. Applications for the four-year appointments are due by 5 p.m. on Wednesday, March 2.

The County Charter was amended in 1976 to provide that a Charter Review Commission be appointed by the County Council every four years to study the Charter. The Commission researches and evaluates Charter issues raised by the County Executive, County Council, other government officials and the public. Commission reports are submitted no later than May 1 of every even-numbered year. These reports contain recommendations concerning any proposed Charter amendments.

The Commission is composed of 11 County residents, five of whom are appointed from a list of names submitted by the County Executive. Six members will be appointed by the Council. Applicants applying for Council appointment may also be considered for nomination by the County Executive. The chair is designated by the Council and the vice chair is designated by the County Executive. No more than six members can be from the same political party.

All 11 positions are up for appointment. There is no compensation for members of the commission, which generally will meet once per month in the Council Office Building in Rockville.

Applicants should submit letters of interest and resumes to: Valerie Ervin, President, Montgomery County Council, 100 Maryland Ave., Rockville, Maryland 20850. In addition, they could be sent via e-mail to: county.council@montgomerycountymd.gov

Resumes should include professional and civic experience, political party affiliation, home and office telephone numbers and an e-mail address. Letters and resumes submitted are made public as part of the appointment process. Members of County boards, committees and commissions may not serve on more than one such group at a time.

For more information about the Charter Review Commission or how to apply for consideration to become a commission member, call 240-777-7979.

#

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FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

February 15, 2011

1:30 pm Supplemental appropriation to the MCPS' FY11 Operating Budget - \$4,999,634 for Project North Star Grant

March 1, 2011

1:30 pm SRA 11-01, Adequate Public Facilities - Validity Period

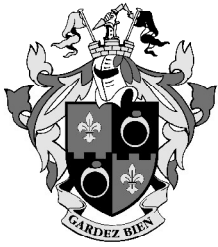
March 8, 2011

1:30 pm Amendment to the Master Plan for Historic Preservation: Kensington Cabin

7:30 pm Resolution to amend the Amended Silver Spring Urban Renewal Plan - Elevated Pedestrian Walkway



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Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

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Monday, February 28, 2011

- (1) 12:30 **DISCUSSION** - State Legislative Program (6th floor Council Conference Room) (McGuire)

Tuesday, March 1, 2011

- (2) 9:30 **INVOCATION** - Rabbi Gerald Zelermyer, Congregation Har Shalom, Potomac

- (3) 9:35 **GENERAL BUSINESS** (Lauer)

- A. **Announcement** - Agenda and Calendar Changes
- B. **Acknowledgement** - Receipt of Petitions
- C. **Action** - Approval of Minutes: February 7 and 8, 2011
- Approval of Closed Session Minutes: February 8, 2011

- (4) 9:40 **CONSENT CALENDAR**

- A. **Introduction** - Resolution supporting State Legislation granting in-state tuition to Maryland high school students, sponsored Councilmember Navarro and Council President Ervin (Figueredo)
Action is tentatively scheduled for 3/8/11.
- B. **Action** - Executive Regulation 10-10 AM, Anti-Cruelty Conditions for Dogs (Farak)
PS Committee recommends approval as amended.
- C. **Action** - Amendment #5 to audit contract with Clifton Gunderson (Rubin)
- D. **Introduction** - Resolution to approve City of Takoma Park annexation petition: Part of the Flower Avenue right-of-way between Carroll Avenue and Piney Branch Road (Zyontz)
Action is tentatively scheduled for 3/8/11.
- E. **Action** - Resolution to amend Resolution 16-1373 for the FY11 Designation of Entities for Non-Competitive Award Status: The Nonprofit Village Center, Inc. (McMillan)

9:45 **LEGISLATIVE SESSION Day # 5**

(5) **Call of Bills for Final Reading:**

- A. **Bill 1-11**, Administration - Department of Health and Human Services - Duties (Mihill)
HHS Committee recommends approval with amendments.

- (6) 9:50 **BRIEFING** - Census 2010 - Montgomery County data
(Michaelson/Zyontz)

10:45 **DISTRICT COUNCIL SESSION**

- (7) A. **Introduction** - Amendment to the Master Plan for Historic Preservation: Damascus-Goshen Historic Resources - to vacate the designation of 23815 Woodfield Road as an individual historic resource (Zyontz)
Public Hearing is scheduled for 3/29/11 at 1:30 pm.

- (8) B. **Action** - Hearing Examiner's report and recommendation - Development Plan Amendment (DPA) 05-2 - BB&T, Contract Lessee, Kensington View Subdivision, located at 2907, 2909 W University Blvd and 11107 Valley View Ave, Kensington (Zyontz)

- (9) C. **Action** - Request for Oral Argument and/or Hearing Examiner's report and recommendation - Development Plan Amendment (DPA) 11-1, Clarksburg Village Center, L.L.C., Little Seneca Parkway and Snowden Farm Parkway, Clarksburg (Zyontz)

12:15 **RECESS**

1:30 **PUBLIC HEARINGS:**

- (10) A. Subdivision Regulation Amendment 11-01, Adequate Public Facilities - Validity Period (Faden/Zyontz)
PHED Committee worksession tentatively scheduled for 3/7/11.

ADJOURN

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FUTURE COUNCIL MEETINGS

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Mar 29, 2011	9:30 am	Regular Session
Apr 5, 2011	9:30 am	Regular Session
Apr 11, 2011	12:30 pm	Lunch Meeting with Representative Edwards
Apr 12, 2011	9:30 am	Regular Session
Apr 18 - 22, 2011		RECESS
Apr 26, 2011	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

March 8, 2011

1:30 pm Amendment to the Master Plan for Historic Preservation: Kensington Cabin

7:30 pm Resolution to amend the Amended Silver Spring Urban Renewal Plan - Elevated Pedestrian Walkway

March 29, 2011

1:30 pm Amendment to the Master Plan for Historic Preservation: Damascus-Goshen Historic Resources - to vacate the designation of 23815 Woodfield Road as an individual historic resource



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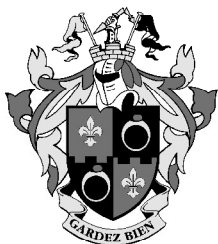
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Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

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Monday, March 7, 2011

- (1) 12:30 **DISCUSSION** - State Legislative Program (6th floor Council Conference Room) (McGuire)

Tuesday, March 8, 2011

9:30 **INVOCATION** - Mr. David R. Lambert, Christ Evangelical Lutheran Church, Bethesda

9:35 **PRESENTATIONS**

- A. Proclamation in recognition of Montgomery Blair High School Science, Mathematics, and Computer Science Magnet Program - first and third place in the Maryland Science Bowl, by Council President Ervin
- B. Proclamation in recognition Jillian Tse, recipient of Chesapeake Bay Trust Honorable Arthur Dorman Scholarship Award, by Council President Ervin

- (2) 9:45 **GENERAL BUSINESS** (Lauer)

- A. **Announcement** - Agenda and Calendar Changes
- B. **Acknowledgement** - Receipt of Petitions
- C. **Action** - Approval of Minutes: February 14 and 15, 2011

- (3) 9:50 **CONSENT CALENDAR**

- A. **Introduction** - Special appropriation to the Montgomery County Public Schools' FY11 Capital Budget - \$2.2 million for Relocatable Classrooms (Source: Current Revenue) (Levchenko)
Public Hearing/Action is scheduled for 3/22/11 at 1:30 pm.
- B. **Action** - Resolution supporting State Legislation granting in-state tuition to Maryland high school students (Figueredo)
- C. **Action** - Resolution to approve City of Takoma Park annexation petition: Part of the Flower Avenue right-of-way between Carroll Avenue and Piney Branch Road (Zyontz)

9:55 **LEGISLATIVE SESSION Day # 6**

Introduction of Bills:

- (5) A. **Bill 2-11**, Criminal Justice Coordinating Commission - Staff Support, sponsored by Council President on recommendation of the Organizational Reform Commission (Mihill)
Public Hearing is scheduled for 3/29/11 at 7:30 pm.
- (6) B. **Bill 3-11**, Community Use of Public Facilities - Reorganization, sponsored by Council President on recommendation of the Organizational Reform Commission (Mihill)
Public Hearing is scheduled for 3/29/11 at 7:30 pm.
- (7) D. **Bill 4-11**, Commission for Women - Reorganization, sponsored by Council President on recommendation of the Organizational Reform Commission (Drummer)
Public Hearing is scheduled for 3/29/11 at 7:30 pm.
- (8) C. **Bill 5-11**, Human Rights Commission - Office of Human Rights - Reorganization, sponsored by the Council President at the request of the County Executive (Drummer)
Public Hearing is scheduled for 3/29/11 at 7:30 pm.
- (9) E. **Bill 6-11**, Advisory Board for the Montgomery Cares Program - Membership, sponsored by the Council President at the request of the County Executive (Mihill)
Public Hearing is scheduled for 3/29/11 at 1:30 pm.

10:00 **WORKSESSION - Amendments to FY11-16 Capital Improvements Program:**

- (10) • Montgomery College ED (Sherer)
- (12) • White Flint Redevelopment PHED (Orlin)
- (13) • Health and Human Services HHS (Yao)
- (14) 10:45 **UPDATE** - Mr. George Hawkins, General Manager, and Mr. William Walker, Board Chairman, District of Columbia Water and Sewer Authority (WASA) (Levchenko)

12:15 **RECESS**

1:30 **PUBLIC HEARINGS:**

- (15) A. Amendment to the Master Plan for Historic Preservation: Kensington Cabin (Zyontz)
PHED Committee worksession tentatively scheduled for 3/21/11.

(4) 1:45 **DISTRICT COUNCIL SESSION**

- A. **Action** - Zoning Text Amendment 10-15, Agricultural Zones - Airstrips (Zyontz)
PHED Committee recommends approval with amendments.

2:30 **ADJOURN**

7:30 PUBLIC HEARINGS:

- (16) A. Resolution to amend the Amended Silver Spring Urban Renewal Plan - Elevated Pedestrian Walkway (Zyontz)
PHED/HHS Committee worksession tentatively scheduled for 3/10/11.

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 3/11/11 at 9 pm*

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on March 15, 2011:

East County Recreation Advisory Board: M. Teresita (Terry) Bork
Workforce Investment Board: Susan Heltemes

FUTURE COUNCIL MEETINGS

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Mar 28, 2011	12:30 pm	State Legislative Program
Mar 29, 2011	9:30 am	Regular Session
Apr 5, 2011	9:30 am	Regular Session
Apr 11, 2011	12:30 pm	Lunch Meeting with Congresswoman Edwards
Apr 12, 2011	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

March 22, 2011

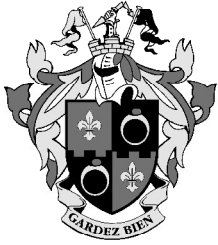
1:30 pm Special appropriation to the Montgomery County Public Schools' FY11 Capital Budget - \$2.2 million for Relocatable Classrooms

March 29, 2011

1:30 pm Amendment to the Master Plan for Historic Preservation: Damascus-Goshen Historic Resources - to vacate the designation of 23815 Woodfield Road as an individual historic resource
1:30 pm **Bill 6-11**, Advisory Board for the Montgomery Cares Program - Membership
7:30 pm **Bill 2-11**, Criminal Justice Coordinating Commission - Staff Support
7:30 pm **Bill 3-11**, Community Use of Public Facilities - Reorganization
7:30 pm **Bill 4-11**, Commission for Women - Reorganization,
7:30 pm **Bill 5-11**, Human Rights Commission - Office of Human Rights – Reorganization



If you need services to participate in any Council activity, please contact us as far in advance as possible: 240-777-7900 (TTY 240-777-7914) Email: County.Council@montgomerycountymd.gov. This document is available in alternative formats upon request.



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

(240)777-7900 · TTY (240)777-7914 · FAX (240)777-7989

www.montgomerycountymd.gov/council

The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.

ADDENDUM

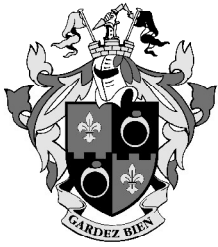
Tuesday, March 8, 2011

9:55 LEGISLATIVE SESSION Day # 6

Introduction of Bills:

Change: (8) C. **Expedited Bill 5-11**, **Office of Human Rights - Human Rights Commission** - Reorganization, sponsored by the Council President at the request of the County Executive (Drummer)

Add: 2:30 **PROPOSED CLOSED SESSION** for the purpose of consulting with counsel to obtain legal advice, and to consult about pending or potential litigation, pursuant to Maryland Code, State Government Article, §10-508 (a) (7) and (8). Topic is MCPS petition to State Board of Education (6th floor Council Conference Room) (Faden)



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

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Monday, March 7, 2011

- (1) 12:30 **DISCUSSION** - State Legislative Program (6th floor Council Conference Room) (McGuire)

Tuesday, March 8, 2011

9:30 **INVOCATION** - Mr. David R. Lambert, Christ Evangelical Lutheran Church, Bethesda

9:35 **PRESENTATIONS**

- A. Proclamation in recognition of Montgomery Blair High School Science, Mathematics, and Computer Science Magnet Program - first and third place in the Maryland Science Bowl, by Council President Ervin
- B. Proclamation in recognition Jillian Tse, recipient of Chesapeake Bay Trust Honorable Arthur Dorman Scholarship Award, by Council President Ervin

- (2) 9:45 **GENERAL BUSINESS** (Lauer)

- A. **Announcement** - Agenda and Calendar Changes
- B. **Acknowledgement** - Receipt of Petitions
- C. **Action** - Approval of Minutes: February 14 and 15, 2011

- (3) 9:50 **CONSENT CALENDAR**

- A. **Introduction** - Special appropriation to the Montgomery County Public Schools' FY11 Capital Budget - \$2.2 million for Relocatable Classrooms (Source: Current Revenue) (Levchenko)
Public Hearing/Action is scheduled for 3/22/11 at 1:30 pm.
- B. **Action** - Resolution supporting State Legislation granting in-state tuition to Maryland high school students (Figueredo)
- C. **Action** - Resolution to approve City of Takoma Park annexation petition: Part of the Flower Avenue right-of-way between Carroll Avenue and Piney Branch Road (Zyontz)

9:55 **LEGISLATIVE SESSION Day # 6**

Introduction of Bills:

- (5) A. **Bill 2-11**, Criminal Justice Coordinating Commission - Staff Support, sponsored by Council President on recommendation of the Organizational Reform Commission (Mihill)
Public Hearing is scheduled for 3/29/11 at 7:30 pm.
- (6) B. **Bill 3-11**, Community Use of Public Facilities - Reorganization, sponsored by Council President on recommendation of the Organizational Reform Commission (Mihill)
Public Hearing is scheduled for 3/29/11 at 7:30 pm.
- (7) D. **Bill 4-11**, Commission for Women - Reorganization, sponsored by Council President on recommendation of the Organizational Reform Commission (Drummer)
Public Hearing is scheduled for 3/29/11 at 7:30 pm.
- (8) C. **Bill 5-11**, Human Rights Commission - Office of Human Rights - Reorganization, sponsored by the Council President at the request of the County Executive (Drummer)
Public Hearing is scheduled for 3/29/11 at 7:30 pm.
- (9) E. **Bill 6-11**, Advisory Board for the Montgomery Cares Program - Membership, sponsored by the Council President at the request of the County Executive (Mihill)
Public Hearing is scheduled for 3/29/11 at 1:30 pm.

10:00 **WORKSESSION - Amendments to FY11-16 Capital Improvements Program:**

- (10) • Montgomery College ED (Sherer)
- (12) • White Flint Redevelopment PHED (Orlin)
- (13) • Health and Human Services HHS (Yao)
- (14) 10:45 **UPDATE** - Mr. George Hawkins, General Manager, and Mr. William Walker, Board Chairman, District of Columbia Water and Sewer Authority (WASA) (Levchenko)

12:15 **RECESS**

1:30 **PUBLIC HEARINGS:**

- (15) A. Amendment to the Master Plan for Historic Preservation: Kensington Cabin (Zyontz)
PHED Committee worksession tentatively scheduled for 3/21/11.

(4) 1:45 **DISTRICT COUNCIL SESSION**

- A. **Action** - Zoning Text Amendment 10-15, Agricultural Zones - Airstrips (Zyontz)
PHED Committee recommends approval with amendments.

2:30 **ADJOURN**

7:30 PUBLIC HEARINGS:

- (16) A. Resolution to amend the Amended Silver Spring Urban Renewal Plan - Elevated Pedestrian Walkway (Zyontz)
PHED/HHS Committee worksession tentatively scheduled for 3/10/11.

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 3/11/11 at 9 pm*

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on March 15, 2011:

East County Recreation Advisory Board: M. Teresita (Terry) Bork
Workforce Investment Board: Susan Heltemes

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

Mar 14, 2011	12:30 pm	State Legislative Program
Mar 15, 2011	8:30 am	OB Transmittal - Council Office Building
Mar 15, 2011	9:30 am	Regular Session
Mar 17, 2011	6:30 pm	Meeting with MC Chapter of the Maryland Municipal League
Mar 21, 2011	12:30 pm	State Legislative Program
Mar 22, 2011	9:30 am	Regular Session
Mar 28, 2011	12:30 pm	State Legislative Program
Mar 29, 2011	9:30 am	Regular Session
Apr 5, 2011	9:30 am	Regular Session
Apr 11, 2011	12:30 pm	Lunch Meeting with Congresswoman Edwards
Apr 12, 2011	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

March 22, 2011

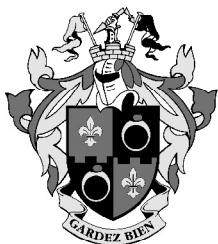
1:30 pm Special appropriation to the Montgomery County Public Schools' FY11 Capital Budget - \$2.2 million for Relocatable Classrooms

March 29, 2011

1:30 pm Amendment to the Master Plan for Historic Preservation: Damascus-Goshen Historic Resources - to vacate the designation of 23815 Woodfield Road as an individual historic resource
1:30 pm **Bill 6-11**, Advisory Board for the Montgomery Cares Program - Membership
7:30 pm **Bill 2-11**, Criminal Justice Coordinating Commission - Staff Support
7:30 pm **Bill 3-11**, Community Use of Public Facilities - Reorganization
7:30 pm **Bill 4-11**, Commission for Women - Reorganization,
7:30 pm **Bill 5-11**, Human Rights Commission - Office of Human Rights – Reorganization



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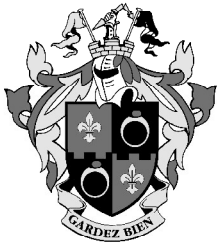
The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.

ADDENDUM

Tuesday, March 15, 2011

Add: 2:30 **PROPOSED CLOSED SESSION** for the purpose of consulting with counsel to obtain legal advice, and to consult about pending or potential litigation, pursuant to Maryland Code, State Government Article, §10-508 (a) (7) and (8). Topic is MCPS petition to State Board of Education (6th floor Council Conference Room) ::(Faden)

Note - The PHED Committee will begin at 3:30 pm.



Montgomery County, Maryland

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Monday, March 14, 2011

- (1) 12:30 **DISCUSSION** - State Legislative Program (6th floor Council Conference Room) (McGuire)

Tuesday, March 15, 2011

- (2) 8:30 **MEETING** with County Executive - Operating Budget Transmittal (3rd floor Council Conference Room)

9:30 **INVOCATION** - Rabbi Mark Raphael, Kehilat Shalom, Gaithersburg

- (3) 9:35 **PRESENTATION** - Proclamation in recognition of Multiple Sclerosis Awareness Week, by Councilmember Leventhal

- (4) 9:40 **GENERAL BUSINESS** (Lauer)

A. Announcements: Agenda and Calendar Changes

The public hearings on the FY12 Operating Budget are scheduled for April 5, 6, and 7, 2011 at 7:00 pm, and April 5 and 6, 2011 at 1:30 pm.

Persons wishing to testify should call 240-777-7803 beginning March 17, 2011.

- (5) Additional requests for the FY12 Capital Budget and amendments to the FY11-16 Capital Improvements Program have been proposed. These amendments will be included in the operating budget public hearings on April 5, 6 and 7, 2011. (Orlin)

B. Acknowledgement - Receipt of Petitions

C. Action - Approval of Minutes: February 28 and March 1, 2011

- (6) 9:45 **CONSENT CALENDAR**

- A. Action** - Supplemental appropriation to the Montgomery County Public Schools' FY11 Operating Budget - \$4,999,634 for Project North Star Grant (Source: Federal Grant) (McGuire)

ED Committee recommendation will be available 3/7/11.

- B. Action** - Confirmation of County Executive appointment to the East County Recreation Advisory Board: M. Teresita (Terry) Bork (Lauer)

(6) 9:45 **CONSENT CALENDAR** (*continued*)

- C. **Action** - Confirmation of County Executive appointment to the Workforce Investment Board, Community-based organization position: Susan Heltemes (Lauer)

9:50 **LEGISLATIVE SESSION Day # 7**

Introduction of Bills:

- (7) A. **Expedited Bill 7-11**, Stormwater Management - Revisions, sponsored by the Council President at the request of the County Executive (Mihill)
Public Hearing is scheduled for 3/29/11 at 1:30 pm.
- (8) B. **Bill 8-11**, Taxation - Excise Tax - Disposable Carryout Bags, sponsored by the Council President at the request of the County Executive (Faden)
Public Hearing is scheduled for 3/31/11 at 7:30 pm.

9:55 **DISTRICT COUNCIL SESSION**

- (9) A. **Action** - Subdivision Regulation Amendment 11-01, Adequate Public Facilities - Validity Period (Faden/Zyontz)
PHED Committee recommends approval.

10:10 **WORKSESSION - Amendments to FY11-16 Capital Improvements Program:**

- | | | | |
|------|------------------------|------|-------------|
| (10) | • FY12-17 CIP for WSSC | T&E | (Levchenko) |
| (11) | • Fire and Rescue | PS | (McGuire) |
| (12) | • Housing | PHED | (McMillan) |
| (13) | • General Government | GO | (Sherer) |
| (14) | • Transportation | T&E | (Orlin) |

11:30 **RECESS**

- (15) 1:30 **PROPOSED CLOSED SESSION** to discuss appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction, pursuant to Maryland Code, State Government Article, §10-508 (a)(1)(i). Topic is Inspector General appointment. (*6th floor Council Conference Room*) (Mihill)

2:30 **ADJOURN**

2:30 **PHED Committee** (*7th floor Council Hearing Room*)

Thursday, March 17, 2011

6:30 **Meeting** with Montgomery County Chapter of the Maryland Municipal League
(5th floor Council Conference Room)

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 3/18/11 at 9 pm*

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

Note: See the **COMMITTEE AGENDA** for a listing of the Committee meetings currently scheduled.

Mar 21, 2011	12:30 pm	State Legislative Program
Mar 22, 2011	9:30 am	Regular Session
Mar 28, 2011	12:30 pm	State Legislative Program
Mar 29, 2011	9:30 am	Regular Session
Apr 5, 2011	9:30 am	Regular Session
Apr 11, 2011	12:30 pm	Lunch Meeting with Congresswoman Edwards
Apr 12, 2011	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

March 22, 2011

1:30 pm Special appropriation to the Montgomery County Public Schools' FY11 Capital Budget - \$2.2 million for Relocatable Classrooms

March 29, 2011

1:30 pm Amendment to the Master Plan for Historic Preservation: Damascus-Goshen Historic Resources - to vacate the designation of 23815 Woodfield Road as an individual historic resource

1:30 pm **Bill 6-11**, Advisory Board for the Montgomery Cares Program - Membership

1:30 pm **Expedited Bill 7-11**, Stormwater Management - Revisions

7:30 pm **Bill 2-11**, Criminal Justice Coordinating Commission - Staff Support

7:30 pm **Bill 3-11**, Community Use of Public Facilities - Reorganization

7:30 pm **Bill 4-11**, Commission for Women - Reorganization

7:30 pm **Bill 5-11**, Office of Human Rights - Human Rights Commission – Reorganization

March 31, 2011

7:30 pm **Bill 8-11**, Taxation - Excise Tax - Disposable Carryout Bags

April 5, 2011

7:00 pm FY 12 Operating Budget

7:00 pm Additional amendments to FY11-16 Capital Improvements Program

April 6, 2011

1:30 pm FY 12 Operating Budget

7:00 pm FY 12 Operating Budget

April 7, 2011

1:30 pm FY 12 Operating Budget

7:00 pm FY 12 Operating Budget



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COUNTY COUNCIL ACCEPTING APPLICATIONS
FOR COUNTY CHARTER REVIEW COMMISSION
FOR 11 FOUR-YEAR APPOINTMENTS

DEADLINE EXTENDED: WEDNESDAY, MARCH 23RD – 5 P.M.

The Montgomery County Council is accepting applications for membership on the County's Charter Review Commission. Applications for the four-year appointments are due by 5 p.m. on Wednesday, March 2.

The County Charter was amended in 1976 to provide that a Charter Review Commission be appointed by the County Council every four years to study the Charter. The Commission researches and evaluates Charter issues raised by the County Executive, County Council, other government officials and the public. Commission reports are submitted no later than May 1 of every even-numbered year. These reports contain recommendations concerning any proposed Charter amendments.

The Commission is composed of 11 County residents, five of whom are appointed from a list of names submitted by the County Executive. Six members will be appointed by the Council. Applicants applying for Council appointment may also be considered for nomination by the County Executive. The chair is designated by the Council and the vice chair is designated by the County Executive. No more than six members can be from the same political party.

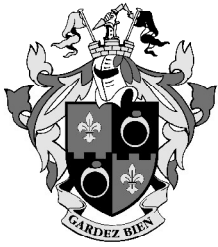
All 11 positions are up for appointment. There is no compensation for members of the commission, which generally will meet once per month in the Council Office Building in Rockville.

Applicants should submit letters of interest and resumes to: Valerie Ervin, President, Montgomery County Council, 100 Maryland Ave., Rockville, Maryland 20850. In addition, they could be sent via e-mail to: county.council@montgomerycountymd.gov

Resumes should include professional and civic experience, political party affiliation, home and office telephone numbers and an e-mail address. Letters and resumes submitted are made public as part of the appointment process. Members of County boards, committees and commissions may not serve on more than one such group at a time.

For more information about the Charter Review Commission or how to apply for consideration to become a commission member, call 240-777-7979.

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Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

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Tuesday, March 22, 2011

9:30 **INVOCATION** - Deacon Kevin Byrne, Chaplain, Holy Cross Hospital, Silver Spring

(2) 9:35 **PRESENTATIONS**

A. Proclamation in recognition of Peter Benjamin for his service on the WMATA Board, by Councilmember Floreen

B. Proclamation in recognition of Social Worker Month, by Councilmember Leventhal

(3) 9:50 **GENERAL BUSINESS**

(Lauer)

A. **Announcement** - Agenda and Calendar Changes

Correction - The public hearings on the FY12 Operating Budget are scheduled for April 5, 6, and 7, 2011 at 7:00 pm, and April 6 and 7, 2011 at 1:30 pm.

B. **Acknowledgement** - Receipt of Petitions

C. **Action** - Approval of Minutes: March 8, 2011

- Approval of Closed Session Minutes: March 8, 2011

(4) 9:55 **CONSENT CALENDAR**

A. **Introduction** - Resolution to set amount of Property Tax Credit for Income Tax Offset

(Sherer)

Public Hearing is scheduled for 4/26/11 at 1:30 pm.

B. **Introduction** - Resolution to establish FY12 Solid Waste Service Charges

(Levchenko)

Public Hearing is scheduled for 4/12/11 at 1:30 pm.

C. **Introduction** - Resolution to establish FY12 Water Quality Protection Charge

(Levchenko)

Public Hearing is scheduled for 4/12/11 at 1:30 pm.

10:00 **DISTRICT COUNCIL SESSION**

(5) A. **Action** - Resolution to extend time until May 22, 2011 for Council action on Housing Element of General Plan

(McMillan)

10:05 WORKSESSION - Amendments to FY11-16 Capital Improvements Program:

- (6) • Park and Planning PHED (Michaelson)
- (7) • Recreation (Yao)
- (8) • Wheaton Library and Community Recreation Center HHS/PHED (Yao)
- (9) • Libraries HHS (Yao)
- (10) • General Government - technology services GO (Toregas)
- (12) 10:30 **DISCUSSION** - Committees' review of recommendations made by the Organizational Reform Commission (Farber)

12:00 RECESS

1:30 PUBLIC HEARING:

- (13) A. Special appropriation to the Montgomery County Public Schools' FY11 Capital Budget - \$2.2 million for relocatable classrooms (Source: Current Revenue) (Levchenko)

1:45 ADJOURN

THURSDAY, March 24, 2011

- 2:00 **UPDATE** - State Legislative Program (*6th floor Council Conference Room*) (McGuire)
- 2:30 **PROPOSED CLOSED SESSION** for the purpose of consulting with counsel to obtain legal advice, and to consult about pending or potential litigation, pursuant to Maryland Code, State Government Article, §10-508 (a) (7) and (8). Topic is MCPS petition to State Board of Education (*6th floor Council Conference Room*) (Faden)

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 3/25/11 at 9 pm*

FUTURE COUNCIL MEETINGS

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Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

Mar 28, 2011	12:30 pm	State Legislative Program
Mar 29, 2011	9:30 am	Regular Session
Apr 5, 2011	9:30 am	Regular Session
Apr 11, 2011	12:30 pm	Lunch Meeting with Congresswoman Edwards
Apr 12, 2011	9:30 am	Regular Session
Apr 18 - 22, 2011		RECESS
Apr 26, 2011	9:30 am	Regular Session
May 3, 2011	9:30 am	Regular Session
May 9, 2011	9:30 am	Council Budget Worksession
May 10, 2011	9:30 am	Regular Session and Council Budget Worksession
May 11, 2011	9:30 am	Council Budget Worksession
May 12, 2011	9:30 am	Council Budget Worksession
May 13, 2011	9:30 am	Council Budget Worksession

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

March 29, 2011

1:30 pm Amendment to the Master Plan for Historic Preservation: Damascus-Goshen Historic Resources - to vacate the designation of 23815 Woodfield Road as an individual historic resource

1:30 pm **Bill 6-11**, Advisory Board for the Montgomery Cares Program - Membership

1:30 pm **Expedited Bill 7-11**, Stormwater Management - Revisions

7:30 pm **Bill 2-11**, Criminal Justice Coordinating Commission - Staff Support

7:30 pm **Bill 3-11**, Community Use of Public Facilities - Reorganization

7:30 pm **Bill 4-11**, Commission for Women - Reorganization

7:30 pm **Bill 5-11**, Office of Human Rights - Human Rights Commission – Reorganization

March 31, 2011

7:30 pm **Bill 8-11**, Taxation - Excise Tax - Disposable Carryout Bags

April 5, 2011

7:00 pm FY12 Operating Budget and amendments to FY11-16 Capital Improvements Program

April 6, 2011

1:30 pm FY12 Operating Budget and amendments to FY11-16 Capital Improvements Program

7:00 pm FY12 Operating Budget and amendments to FY11-16 Capital Improvements Program

April 7, 2011

1:30 pm FY12 Operating Budget and amendments to FY11-16 Capital Improvements Program

7:00 pm FY12 Operating Budget and amendments to FY11-16 Capital Improvements Program

April 12, 2011

1:30 pm Resolution to approve FY12 Transportation Fees, Charges, and Fares

1:30 pm Resolution to establish FY12 Solid Waste Service Charges

1:30 pm Resolution to establish FY12 Water Quality Protection Charge

April 26, 2011

1:30 pm Resolution to set amount of Property Tax Credit for Income Tax Offset

1:30 pm Intent to consider increasing FY12 General Fund tax rate above the Constant Yield Tax Rate (CYTR)



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COUNTY COUNCIL ACCEPTING APPLICATIONS FOR
COUNTY CHARTER REVIEW COMMISSION
FOR 11 FOUR-YEAR APPOINTMENTS
DEADLINE EXTENDED TO 5 P.M., WEDNESDAY, MARCH 23, 2011

The Montgomery County Council is accepting applications for membership on the County's Charter Review Commission. The deadline for residents to apply for consideration for the four-year appointments has been extended to 5 p.m. on Wednesday, March 23.

The positions can be filled by a Democrat; a Republican; a voter who declines to affiliate with a party; or by a member of another party officially recognized by the Montgomery County Board of Elections. No more than six members can be from the same political party.

The County Charter was amended in 1976 to provide that a Charter Review Commission be appointed by the County Council every four years to study the Charter. The Commission researches and evaluates Charter issues raised by the County Executive, County Council, other government officials and the public. Commission reports are submitted no later than May 1 of every even-numbered year. These reports contain recommendations concerning any proposed Charter amendments.

The commission is composed of 11 County residents, five of whom are appointed from a list of names submitted by the County Executive. Six members will be appointed by the Council. Applicants applying for Council appointment may also be considered for nomination by the County Executive. The chair is designated by the Council and the vice chair is designated by the County Executive.

All 11 positions are up for appointment. There is no compensation for members of the commission, which generally will meet once per month in the Council Office Building in Rockville.

Applicants should submit letters of interest and resumes to: Valerie Ervin, President, Montgomery County Council, 100 Maryland Ave., Rockville, Maryland 20850. Applications can be e-mailed to county.council@montgomerycountymd.gov. Resumes should include professional and civic experience, political party affiliation, home and office telephone numbers and an e-mail address. Letters and resumes submitted are made public as part of the appointment process. Members of County boards, committees and commissions may not serve on more than one such group at a time.

For more information about the Charter Review Commission or how to apply for consideration to become a commission member, call 240-777-7979.

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MONTGOMERY COUNCIL SEEKS APPLICANTS FOR
2 COUNTY PLANNING BOARD POSITIONS
DEADLINE: 5 P.M. ON WEDNESDAY, APRIL 27, 2011

The Montgomery County Council is seeking applicants to fill two vacancies on the Montgomery County Planning Board. The terms of Norman Dreyfuss (Republican) and Joseph Alfandre (Democrat) expire on June 14, 2011.

Letters expressing interest, including a resume listing professional and civic experience, political party affiliation, home and office telephone numbers and an e-mail address, must be received no later than 5 p.m., Wednesday, April 27.

No more than three members of the Planning Board may be from the same political party, and all members must be residents and registered voters of Montgomery County when appointed. Members serve four-year terms and are limited to two full terms. The positions can be filled by a Democrat; a Republican; a voter who declines to affiliate with a party; or by a member of another party officially recognized by the Montgomery County Board of Elections. In addition to Mr. Alfandre and Mr. Dreyfuss, the current board members are Chairman Francoise Carrier (D); Amy Presley (R) and Mary Wells-Harley (D). Annual compensation for board members is currently \$30,000.

The Planning Board serves as the Council's principal adviser on land use planning and community planning. Planning Board members also serve as Commissioners of the Maryland-National Capital Park and Planning Commission.

The Planning Board's responsibilities with regard to planning include preparation and amendment of County General Plan; preparation and amendment of Master Plans and functional plans; formulation of subdivision regulations; preparation of or recommendations on text amendments to the County Zoning Ordinance; implementation of the subdivision process by reviewing and approving all preliminary plans, site plans and other plans for development; advice on the planning implication of capital facilities and programs of the County government, Montgomery College, the Washington Suburban Sanitary Commission and Montgomery County Public Schools; commenting, under its Mandatory Referral authority, on plans for public facilities of local, state and federal agencies; and approval of the work program and the annual operating budget for the Planning Department and the commission's bi-county offices.

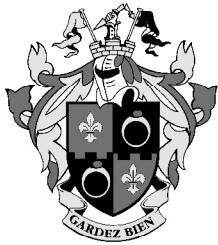
The Planning Board sits as the Park Commission and approves the annual Parks Department operating budget and Capital Improvements Program (CIP) budget; land acquisition contracts and major development contracts for parks; development plans for individual park facilities; policies for park operations; and park user fees.

The Montgomery County Planning Board meets all day every Thursday and often meets on one other evening a week. The entire Maryland-National Capital Park and Planning Commission meets the third Wednesday of every month. On average, a Planning Board member can expect to spend at least two full days a week in scheduled and informal meetings. Additionally, substantial time is required for preparatory work and other activities related to Planning Board responsibilities.

Letters expressing interest, including a resume listing professional and civic experience, political party affiliation, home and office telephone numbers and an e-mail address, should be addressed to: Council President Valerie Ervin, County Council Office, 100 Maryland Avenue, Rockville, Md., 20850, or can be e-mailed to county.council@montgomerycountymd.gov. Letters must be received no later than 5 p.m., Wednesday, April 27. It is the Council's policy not to consider applications received after the deadline. After the closing date, Councilmembers will review the letters of application and select applicants for interviews to be held in May.

Letters of application are made public as part of the appointment process. The names of all applicants are published and available for public review and interviews are conducted in public. A financial statement of assets, debts, income and family property interests will be required of all applicants. Only the candidates appointed will be required to make their financial statements available to the public.

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Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

(240)777-7900 · TTY (240)777-7914 · FAX (240)777-7989

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The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.

Monday, March 28, 2011

- (1) 12:30 **DISCUSSION** - State Legislative Program (6th floor Council Conference Room) (McGuire)

Tuesday, March 29, 2011

- 9:30 **INVOCATION** - Mrs. Jennie Y. Kellogg, Baha'i Faith Community of Montgomery County Northwest, Gaithersburg

- (2) 9:35 **PRESENTATIONS**

- A. Proclamation in recognition of Raynell Cooper, winner of "Jeopardy" Teen Tournament, by Councilmember Floreen
- B. Proclamation in recognition of National Women's History Month, by Council President Ervin and Councilmembers Floreen and Navarro
- C. Proclamation in recognition of Developmental Disabilities Awareness Month, by Councilmember Leventhal

- (3) 9:45 **GENERAL BUSINESS** (Lauer)

- A. **Announcement** - Agenda and Calendar Changes
- B. **Acknowledgement** - Receipt of Petitions
- C. **Action** - Approval of Minutes: March 7, 14, 15, 2011
- Approval of Closed Session Minutes: March 15, 2011

- (4) 9:50 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to approve FY12 Transportation Fees, Charges, and Fares (Orlin)
Public Hearing is scheduled for 4/26/11 at 7:30 pm.
- B. **Action** - Supplemental appropriations to the FY11 Capital Budget and amendments to the FY11-16 Capital Improvements Program: County Government's Department of Transportation - \$1,290,000 for Snouffer School Road North (Source: Interim Finance) (Orlin)
T&E Committee recommends approval.

(4) 9:50 **CONSENT CALENDAR** (*continued*)

- C. **Introduction** - Supplemental appropriation to the County Government's FY11 Capital Budget, Department of Recreation - \$710,000 for Germantown Indoor Swim Center (Source: G.O. Bonds) (Yao)
PHED Committee worksession tentatively scheduled for 4/4/11.
Public Hearing/Action is scheduled for 4/12/11 at 1:30 pm.

9:55 **BOARD OF HEALTH**

- (4.1) A. **Introduction** - Resolution to adopt Board of Health Regulation prohibiting smoking in certain common areas of multiple-family residential dwellings and certain playground areas, sponsored by Councilmember Leventhal (Mihill)
Public Hearing by HHS Committee is scheduled for 5/5/11 at 7:30 pm.

10:00 **DISTRICT COUNCIL SESSION**

- (5) A. **Action** - Amendment to the Master Plan for Historic Preservation: Kensington Cabin(Zyontz)
PHED Committee recommends approval with amendments.
- (6) B. **Action** - Housing Element of the General Plan (McMillan)
PHED Committee recommends approval with amendments.
- (7) C. **Action** - Hearing Examiner's report and recommendation - Development Plan Amendment (DPA) 11-2, Avalon II Maryland Value I LP, applicant, property located on Rothbury Drive in Montgomery Village between Arrowhead Road and Goshen Road, southwest of the intersection of Snouffers School Road and Goshen Road (Zyontz)
- (8) 10:30 **PROPOSED CLOSED SESSION** for the purpose of consulting with counsel to obtain legal advice, and to consult about pending or potential litigation, pursuant to Maryland Code, State Government Article, §10-508 (a) (7) and (8). Topic is *Centro Tepeyac v. Montgomery County, et. al.* (6th floor Council Conference Room) (Mihill)
- (9) 11:15 **PROPOSED CLOSED SESSION** for the purpose of consulting with counsel to obtain legal advice, and to consult about pending or potential litigation, pursuant to Maryland Code, State Government Article, §10-508 (a) (7) and (8). Topic is MCPS petition to State Board of Education (6th floor Council Conference Room) (Faden)
- 12:15 **RECESS**
- (10) 1:30 **PUBLIC HEARING** - Amendment to the Master Plan for Historic Preservation: Damascus-Goshen Historic Resources - to vacate the designation of 23815 Woodfield Road as an individual historic resource (Zyontz)
PHED Committee worksession tentatively scheduled for 4/4/11.

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- (11) 1:30 **PUBLIC HEARING - Bill 6-11**, Advisory Board for the Montgomery Cares Program - Membership (Mihill)
Action is tentatively scheduled for 4/5/11.
- (12) 1:30 **PUBLIC HEARING - Expedited Bill 7-11**, Stormwater Management - Revisions (Mihill)
T&E Committee worksession tentatively scheduled for 4/12/11.
- 1:55 **ADJOURN**
- (13) 2:00 **PROPOSED CLOSED SESSION** to discuss appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction, pursuant to Maryland Code, State Government Article, §10-508 (a)(1)(i). Topic is Inspector General interviews. (6th floor Council Conference Room) (Mihill)
- 7:30 **PUBLIC HEARINGS on legislation recommended by the Organizational Reform Commission (ORC):**
- (14) A. **Bill 2-11**, Criminal Justice Coordinating Commission - Staff Support (Mihill)
GO Committee worksession tentatively scheduled for 4/14/11.
- (15) B. **Bill 3-11**, Community Use of Public Facilities - Reorganization (Mihill)
ED Committee worksession tentatively scheduled for 4/25/11.
- (16) C. **Bill 4-11**, Commission for Women -Reorganization (Drummer)
GO/HHS Committee worksession tentatively scheduled for 4/27/11.
- (17) D. **Expedited Bill 5-11**, Office of Human Rights - Human Rights Commission - Reorganization (Drummer)
GO/HHS Committee worksession tentatively scheduled for 4/27/11.

Thursday, March 31, 2011

7:30 **PUBLIC HEARING:**

- (1) A. **Bill 8-11**, Taxation - Excise Tax - Disposable Carryout Bags (Faden)
T&E Committee worksession tentatively scheduled for 4/4/11.

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 4/1/11 at 9 pm*

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on April 5, 2011:

Advisory Committee on Consumer Protection: Bernard Rod

Agricultural Advisory Committee: Ben Allnut, Robert Beall, Linda Lewis, Woody Woodroof, Gary Marx, Paul Kuhlman, Patrick Brown

Board of Social Services: Craig Rice

Cable and Communications Advisory Committee: Theola Poole, Robert Andreoli, Jose Zegarra Holder

Commission on Common Ownership Communities: David Weinstein, Helen Whelan, Allen Farrar, Elaine Kabakoff, Kenneth Zajic, Mitchell Alkon

Committee for Ethnic Affairs: Anna Yevropina, Florence Kobusingye, Christine Nazer, Naomi Bloch

Department of Permitting Services Advisory Committee: Jill Chodorov, Nancy Regelin

East County Citizens Advisory Board: Lucretia Bartley, Tamika Bennett, Sally Colgan, David Kochanski, Paul Myers, Michael Meller

Human Rights Commission: Selena Singleton

Wheaton Urban District Advisory Committee: Devala Janardan

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

Apr 5, 2011	9:30 am	Regular Session
Apr 11, 2011	12:30 pm	Lunch Meeting with Congresswoman Edwards
Apr 12, 2011	9:30 am	Regular Session
Apr 18 - 22, 2011		RECESS
Apr 26, 2011	9:30 am	Regular Session
May 3, 2011	9:30 am	Regular Session
May 9, 2011	9:30 am	Council Budget Worksession
May 10, 2011	9:30 am	Regular Session and Council Budget Worksession
May 11, 2011	9:30 am	Council Budget Worksession
May 12, 2011	9:30 am	Council Budget Worksession
May 13, 2011	9:30 am	Council Budget Worksession

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

April 5, 2011

7:00 pm FY12 Operating Budget and amendments to FY11-16 CIP

April 6, 2011

1:30 pm FY12 Operating Budget and amendments to FY11-16 CIP

7:00 pm FY12 Operating Budget and amendments to FY11-16 CIP

April 7, 2011

1:30 pm FY12 Operating Budget and amendments to FY11-16 CIP

7:00 pm FY12 Operating Budget and amendments to FY11-16 CIP

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April 12, 2011

- 1:30 pm Resolution to establish FY12 Solid Waste Service Charges
- 1:30 pm Resolution to establish FY12 Water Quality Protection Charge
- 1:30 pm Supplemental appropriation to the County Government's FY11 Capital Budget, Department of Recreation - \$710,000 for Germantown Indoor Swim Center

April 26, 2011

- 1:30 pm Resolution to set amount of Property Tax Credit for Income Tax Offset
- 1:30 pm Intent to consider increasing FY12 General Fund tax rate above the Constant Yield Tax Rate (CYTR)
- 7:30 pm Resolution to approve FY12 Transportation Fees, Charges, and Fares



If you need services to participate in any Council activity, please contact us as far in advance as possible: 240-777-7900 (TTY 240-777-7914) Email: County.Council@montgomerycountymd.gov. This document is available in alternative formats upon request.